

FILED
2/1/23 9:49 am
CLERK
U.S. BANKRUPTCY
COURT - WDPA

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:)	Bankruptcy No. 22-21344 JAD
)	
Shawnee L. Fife,)	Chapter 13
)	
Debtor)	Related to ECF No. 42, 44
)	
)	
Shawnee L. Fife,)	
)	Hearing: 02/01/2023 @ 11:00 AM
Movant)	
)	
v.)	
)	
LVNV Funding, LLC.,)	
)	
Respondent)	

**STIPULATION RESOLVING OBJECTIONS TO CLAIMS OF
LVNV FUNDING, LLC [CLAIMS NO. 3 AND 12]**

And now comes the Debtor, Shawnee L. Fife, by and through her counsel, Dennis M. Sloan and the law firm of Sloan & Associates, P.C. and LVNV Funding, LLC ("LVNV"), by and through its counsel, Keri P. Ebeck, Esquire and the law firm of Bernstein-Burkley, P.C., and stipulate as follows:

WHEREAS, the Debtor filed a Chapter 13 Voluntary Petition on July 12, 2022 at the above-referenced case number; and,

WHEREAS, on July 16, 2022 LVNV filed a proof of claim docketed at Claim No. 3 on the Claims Register for an unsecured claim in the amount of \$3,307.61 ("Claim 3"); and,

WHEREAS, on August 15, 2022 LVNV filed a proof of claim docketed at Claim No. 12 on the Claims Register for an unsecured claim in the amount of \$2,306.18 ("Claim 12"); and,

WHEREAS, on October 4, 2022, LVNV filed an Amended Claim 3 and Amended Claim 12; and,

WHEREAS, on December 19, 2022, at Docket Number 42 the Debtor filed an Objection to Claim 3 and Request for Attorney's Fees Pursuant to F.R.B.P. 3001(c)(2)(D)(ii) ("Objection to Claim 3"); and,

WHEREAS, on December 19, 2022, at Docket Number 44 the Debtor filed an Objection to Claim 12 and Request for Attorney's Fees Pursuant to F.R.B.P. 3001(c)(2)(D)(ii) ("Objection to Claim 12"); and,

WHEREAS, on January 5, 2023, LVNV filed responses to the Objection to Claim 3 and the Objection to Claim 12; and,

WHEREAS, on January 18, 2023, LVNV filed exhibits to its responses to the Objection to Claim 3 and the Objection to Claim 12; and,

WHEREAS, without admitting fault or liability of any kind, the parties wish to resolve the Debtor's Objections to Claims 3 and 12.

NOW THEREFORE, in consideration of the above-referenced premises, and intending to be legally bound hereby, the Debtor and LVNV, by their respective counsel, stipulate and agree, subject to the approval of the Bankruptcy Court, as follows:

1. The Proof of Claim filed by LVNV on July 16, 2022 at Claim No. 3, as amended on October 4, 2022 and the Proof of Claim filed by LVNV on August 15, 2022 at Claim No. 12, as amended on October 4, 2022 (collectively, "the Claims"), shall govern as to amount.

2. If the within bankruptcy case is converted to another chapter, dismissed or closed without a discharge, then the Claims shall not have a *res judicata* or collateral estoppel effect in the converted case or in any future bankruptcy filing or state court action.

3. The parties shall retain all claims and defenses in any converted case, future bankruptcy case or state court actions.

4. The parties shall bear their own costs related to this matter.

SO ORDERED:

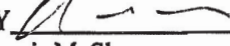
Dated: February 1, 2023


The Honorable Jeffery A. Deller, Judge
United States Bankruptcy Court

CONSENTED TO BY:

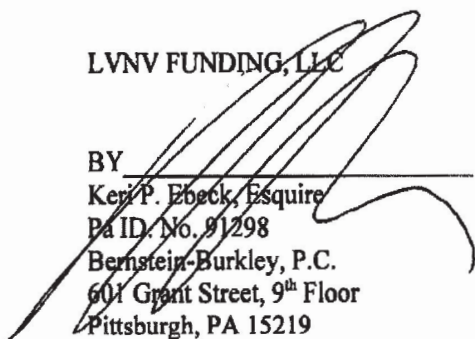
SHAWNEE L. FIFE

1-31-2023
DATE

BY 
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LVNV FUNDING, LLC

1/31/23
DATE

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Counsel for LVNV Funding, LLC

In re:
Shawnee L. Fife
Debtor

Case No. 22-21344-JAD
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2
Date Rcvd: Feb 01, 2023

User: auto
Form ID: pdf900

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 03, 2023:

Recip ID	Recipient Name and Address
db	+ Shawnee L. Fife, 4665 Edinburg Road, New Castle, PA 16102-2741

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 03, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 1, 2023 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor Midland Credit Management Inc. bnicholas@kmlawgroup.com
Dennis M. Sloan	on behalf of Debtor Shawnee L. Fife sloanassoc@zoominternet.net dsloan@sloanassoc.com
Gary W. Darr	on behalf of Creditor First Commonwealth Bank gdarr@lenderlaw.com
Keri P. Ebeck	on behalf of Creditor LVNV Funding LLC kebeck@bernsteinlaw.com, jbluemle@bernsteinlaw.com
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteewdpa.com

District/off: 0315-2

User: auto

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Date Rcvd: Feb 01, 2023

Form ID: pdf900

Total Noticed: 1

TOTAL: 6